

YEAS—Senators Blount, Burney, Cook, Dalrymple, Foscue, Knox, Littleton, Nelson, Neyland, Saufley, Shannon, Shelley, Stell, Truitt and Yarbrow—15.

NAYS—Senators Brown, Bumpass, Cooley, Guinn, McDade, Parker, Randolph, Reed and Selman—9.

Senator Selman made the following report :

*Hon. G. W. Jones, President of Senate:*

The Committee on Public Lands, to whom was referred a bill to be entitled "An Act granting further time for the location and survey of land certificates granted Railroad Companies," have had the same under consideration, and are of opinion that the object sought to be attained, is provided for in a bill now before the Senate, entitled "An Act to extend the time for renewing files of land certificates, making surveys and returning field notes;" they therefore instruct me to report the bill back to the Senate and recommend that it do not pass.

B. T. SELMAN, Chairman.

Upon motion of Senator Neyland, the Senate adjourned until 10 o'clock to-morrow morning, pending a bill to exempt certain property from forced sale.

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SENATE CHAMBER, )  
 Sept. 28, 1866. }

Senate met pursuant to adjournment.

Prayer by the Chaplain.

Roll called—quorum present.

Journal of yesterday read and adopted

Senator Shannon made the following report :

*Hon. Geo. W. Jones, President of the Senate :*

The Joint Committee on Land Office, to whom was referred the report of the Provisional Commissioner of the Land Office, Col. Frank M. White, together with a communication of His Excellency the Governor, have had the same under consideration, and the committee have instructed me to make the following report in relation thereto :

1st. In relation to the deficit in the cash account, as suggested in this report, we call attention to a previous report made by the committee on that subject, in which that matter is fully discussed by the committee, giving an aggregate of the amount of money expended, and we therefore omit further comment.

2nd. We do not find any errors in the report of Col. White, so far as his own administration is concerned. The books and

papers of the office seem to be in a tolerable good state of preservation, and business resumed without trouble. In fact, considering the turbulent times consequent upon war, and its demoralizing influence when suddenly closed, we must say the public records in this department of this State have been preserved beyond our expectation; for we can not hear of the loss of an important paper that was on file in the office.

In relation to the number of clerks, and means of transacting business in the office, we have heretofore reported a bill creating the office of Receiving Clerk.

The proposition submitted to us relative to an increase of salary of draftsmen we do not think it expedient to act upon at present, and therefore ask to be discharged from further consideration of it. All of which respectfully submitted.

Report adopted.

Senator Guinn made the following report :

*Hon. G. W. Jones, President of the Senate :*

The Finance Committee, to whom was referred a House bill to be entitled "An Act to authorize M. H. Royston, State Treasurer, to destroy certain United States currency supposed to be counterfeit, and to drop the same from his cash books; and also, to take credit for depreciations of certain foreign coin, &c., have duly considered the same, and they have instructed me to report it back and ask that it pass.

R. H. GUINN, Chairman.

Senator Reid, Chairman of Committee on Roads, Bridges and Ferries, reports and recommends the passage of House bill No. 72, to incorporate the East Fork of Trinity Bridge Company, on the road leading from Dallas, in Dallas county, to Kaufman, in Kaufman county.

Senator Foscue made the following report :

*Hon. G. W. Jones, President of Senate :*

The Committee on Education, to whom was referred a House bill to be entitled "An Act providing for a sale of the county school lands," have had the same under consideration, and instruct me to report the bill back to the Senate, and to state that in the opinion of the committee, the political condition of the country is so unsettled, and the actual demand for unimproved land so small, that it would be impolitic to authorize the police courts to put the school lands upon the market at this time, lest a part of that valuable endowment should be squandered by improvident management. The committee therefore recommend that the bill do not pass.

F. F. FOSCUE, Chairman.

Senator Foscue, also reports and recommends the passage of a bill to amend an act incorporating Colorado College.

Senator Record, Chairman of Judiciary Committee, reports and recommends the passage of a bill to be entitled "An Act supplemental of an act confirming titles in Peters' Colony to colonists," approved February 8th, 1854.

Senator Record also reports :

*Hon. G. W. Jones, President of Senate :*

The Judiciary Committee, to whom was referred a bill to define the offense of vagrancy, have had the same under consideration, and have instructed me to report the same back to the Senate, and recommend its passage, with the following amendment :

Amend section 1st, in tenth line strike out "prostitutes."

J. K. P. RECORD, Chairman.

Senator Yarbrow made the following report :

*Hon. R. H. Guinn, President pro tem. of Senate :*

The Committee on Commerce and Manufactures, to whom was referred a bill to be entitled "An Act to incorporate the Jefferson Manufacturing Company," having had the same under consideration, the committee have instructed me to report the bill back to the Senate and recommend its passage with the following amendments :

Amend 6th section by inserting the word "hereafter" after the word "be" in the second line.

J. C. YARBROW, Chairman.

Also, reports and recommends the passage of House bill to incorporate the Texas Navigation Company,

Senator Burney made the following report :

[See Appendix.]

Upon motion of Senator McDade, the report was taken up out of order.

Upon motion of Senator Jowers, the report was adopted.

Upon motion of Senator McDade, 500 copies of the report and accompanying documents were ordered to be printed for the use of the Senate.

Senator Stell reports and recommends the passage of Senate bill incorporating the town of Mount Pleasant, in Titus county.

Senator Littleton introduced a bill to authorize the Police Courts to levy a special tax for the support and education of the indigent orphan children of deceased Confederate soldiers.

Read first time, and referred to Committee on Finance.

Senator Shelley introduced a joint resolution to authorize the distribution of certain laws.

Read first time.

On motion of Senator Shelley, rule suspended, bill read second time, and ordered to be engrossed.

On motion of Senator Shelley, rule further suspended, bill read third time, and passed.

Senator Parker made the following report :

*Hon. G. W. Jones, President of the Senate:*

The Committee on Enrolled Bills have examined the following bills, to-wit :

An Act to authorize James E. Harrison to build a Toll Bridge over Tehuacana creek, in the county of McLennan.

An act for the relief of the Eastern Texas Railroad Company, and joint resolution; and find the same correctly enrolled, properly signed, and they have presented the same to the Governor for his approval.

F. J. PARKER, Chairman.

Senator Brown introduced a bill to incorporate King's Fork Bridge Company.

Read first time, and referred to Committee on Roads, Bridges, and Ferries.

Senator Dalrymple introduced a bill to incorporate the town of Lampasas, in Lampasas county.

Read first time, and referred to Committee on State Affairs.

On motion of Senator Foscue, House bill to transfer jurisdiction of the estate of Thomas J. Chambers from the Courts of the county of Chambers, to the Courts of the county of Galveston, was taken up out of order, read second time, rule further suspended.

On motion of Senator Foscue, bill read third time, and passed.

Message from the House, announcing the passage of the following bills :

A joint resolution for relief of J. F. Lund.

An act for relief of V. Vollmer, Assessor and Collector of Medina county.

An act to provide for the assessing and collection of a tax on dogs.

An act for the relief of the heirs of Daniel P. Coit.

An act to incorporate the Houston and Great Northern Railroad Company.

An act to incorporate the town of Carthage, in Panola county.

An act to incorporate the Orange, Jasper, and Henderson Railroad Company.

House has adopted report of Committee of Conference on the disagreement of the two Houses, on bill authorizing Judge Robert S. Gould, of 13th Judicial District, to hold special term of said Court in Robertson county, by striking out the name of Robert S. Gould in the caption, and adopting House amendment adding county of Falls in the provisions of the bill.

House concurred in Senate amendment to House bills, incorporating the town of Cameron, in Milam county, and incorporating the Guadalupe Water Company, for irrigation, navigation, &c.

### ORDERS OF THE DAY.

Senate resumed consideration of a bill to exempt certain property from forced sales.

Question recurring upon the adoption of substitute offered by Senator Shelley, for the amendment offered by Senator Cook, Senator Brown moved to lay both the amendment and substitute on the table.

Upon which the yeas and nays were called, and Senator Shelley moved a call of the Senate, which was sustained.

Pending the call of the Senate, the consideration of the House bill to provide for districting the State of Texas into Judicial Districts, was resumed.

Senator Shelley moved to make it the special order for 10 o'clock, A. M., on Monday, October 1st.

Carried.

Senate being full, the call was suspended, and the Senate again resumed the consideration of the bill to exempt certain property from forced sales.

Question recurring on Senator Brown's motion to lay amendment and substitute on the table, upon which the yeas and nays were called for, the motion was carried by the following vote, viz :

YEAS—Senators Boyd, Brown, Coppedge, Foscue, Guinn, Lane, Littleton, Nelson, Neyland, Randolph, Reid, Saufley, Selman, Shannon, Stell, Truitt and Yarbrow—17.

NAYS—Senators Braswell, Blount, Bumpass, Cook, Cooley, Dalrymple, Jowers, Knox, McDade, Parker, Record and Shelley—12.

Senator Cook offered a substitute for the bill, which was adopted.

Senator Nelson moved to amend first section by striking out

"one," before the words "yoke of oxen," and inserting "two."

Amendment made.

Senator Nelson moved to amend first section by striking out "five," before the word "cows," and inserting the word "ten;" upon which the yeas and nays being called for, amendment was lost by the following vote :

YEAS—Senators Braswell, Burney, Cooley, Coppedge, Dalrymple, Foscue, Jowers, Knox, Littleton, McDade, Nelson, Parker, Reed, Sautley and Shannon—15.

NAYS—Senators Blount, Boyd, Brown, Bumpass, Cook, Guinn, Lane, Neyland, Record, Selman, Shelley, Stell, Truitt and Yarbrow—15.

Senator Sautley moved to reconsider the vote last taken, which was carried; and the question recurring upon Senator Nelson's motion to amend by striking out "five," and inserting "ten," before the word "cows," in first section, and the yeas and nays being called for, the amendment was lost by the following vote :

YEAS—Senators Braswell, Burney, Cooley, Coppedge, Dalrymple, Foscue, Jowers, Knox, Littleton, McDade, Nelson, Parker Reed, Sautley, and Shannon—15.

NAYS—Senators Blount, Boyd, Brown, Bumpass, Cook, Guinn, Lane, Neyland, Randolph, Record, Selman, Shelley, Stell, Truitt and Yarbrow—15.

Senator Selman moved to amend second section by adding the following: "Provided, that the additional exemptions herein allowed shall have no application to contracts made before the passage of this act."

Senator Jowers moved to lay Senator Selman's amendment on the table.

Yeas and nays called for, and the amendment laid on the table by the following vote, viz :

YEAS—Senators Braswell, Boyd, Brown, Bumpass, Burney, Cook, Coppedge, Dalrymple, Foscue, Guinn, Jowers, Knox, Lane, Littleton, McDade, Nelson, Neyland, Parker, Randolph, Record, Reed, Sautley, Shannon and Truitt—24.

NAYS—Senators Blount, Cooley, Selman, Stell and Yarbrow—5.

Senator Record moved to amend section 1st by adding, "provided, that any head of a family, not having the amount in property herein exempted from forced sale, the State shall donate to said head of the family until the deficit is fully made up of property in kind.

Senator Stell offered a substitute for Senator Record's amendment as follows: "Provided, the heads of families herein

entitled to the benefits of the homestead protection or reservation, shall not be the owner of any land, or town lot; but shall be exclusively a stockraiser; and shall have reserved and protected from forced sale as much as one thousand dollars worth of stock."

Senator Jowers moved the previous question.

Carried.

Main question upon the engrossment of the bill; yeas and nays called, and the bill ordered to be engrossed by the following vote, viz:

YEAS—Senators Braswell, Boyd, Brown, Bumpass, Burney, Cook, Coppedge, Dalrymple, Foscutt, Guinn, Jowers, Knox, Littleton, McDade, Nelson, Neyland, Parker, Randolph, Record, Reed, Sausley, Shannon, Shelley, Stell and Truitt—25.

NAYS—Senators Blount, Cooley, Selman and Yarbrough—4.

Senator Record moved to reconsider the vote just had, ordering engrossment of the bill.

Lost.

Senator Sausley moved suspension of rule, to put the bill on final passage.

Carried.

Senator Stell renewed his amendment offered as a substitute for that of Senator Record; upon which yeas and nays were called, and amendment was lost by the following vote, viz:

YEAS—Senators Braswell, Blount, Boyd, Dalrymple, Littleton, McDade, Nelson, Parker, Record, Reed, Selman, Shannon, Shelley, Stell and Yarbrough—15.

NAYS—Brown, Bumpass, Burney, Cook, Coppedge, Foscutt, Guinn, Jowers, Knox, Neyland, Randolph, Sausley and Truitt—13.

Senator Record renewed his amendment; upon which yeas and nays being called, the amendment was lost by the following vote, viz:

YEAS—Senators Blount, Boyd, Cooley, Knox, Parker and Record—6.

NAYS—Senators Braswell, Brown, Bumpass, Burney, Cook, Coppedge, Dalrymple, Foscutt, Guinn, Jowers, Littleton, McDade, Nelson, Neyland, Randolph, Reed, Sausley, Selman, Shannon, Shelley, Stell, Truitt and Yarbrough—23.

Question recurring on the final passage of the bill, read third time, and passed by the following vote:

YEAS—Senators Braswell, Boyd, Brown, Bumpass, Burney, Cook, Coppedge, Dalrymple, Foscutt, Guinn, Jowers, Knox, Littleton, McDade, Nelson, Neyland, Parker, Randolph, Record,

Reed, Sauffley, Selman, Shannon, Shelley, Stell, Truitt and Yarbrow—27.

NAYS—Senators Blount and Cooley—2.

Senator Neyland offered the following report :

COMMITTEE ROOM, }  
Austin, Sept. 28, 1866. }

*Hon. Robt. H. Guinn, President pro tem. of the Senate :*

The Committee on Engrossed Bills have examined, and find correctly engrossed, the following bills, viz :

A bill to be entitled "An act to transfer the administration and jurisdiction of the estate of F. L. Barziza from the Courts of the county of Chambers, to the county of Robertson."

A bill to be entitled "An act for the further assurance of titles to purchasers at Judicial and other sales."

A bill to be entitled "An act to provide for supplying the records of the County Clerk's and County Surveyor's office of Karnes county. Respectfully submitted,

W. M. NEYLAND,

Chairman Com. on Engrossed Bills.

Senator Dalrymple moved to reconsider the vote taken yesterday on the passage of the bill to further assure title to property purchased at Judicial, or other sales, and to postpone action upon said motion until 11 o'clock to-morrow.

Carried.

Senator Shelley moved that the Senate stand adjourned until 10 o'clock to-morrow morning.

Carried.

Senate adjourned.

SENATE CHAMBER, }  
Sept. 29, 1866. }

Senate met, pursuant to adjournment.

Prayer by the Chaplain.

Roll called—quorum present.

Journal of yesterday read and adopted.

Senator Cook presented petition of T. G. Banks.

Referred to Judiciary Committee.

Senator Foscoe reports and recommends the passage of a bill to incorporate the Galveston Bay Bridge Company.

Also reports :

*To the President of the Senate :*

The Internal Improvement Committee, to whom was referred